

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
vs.)	
)	8:09cr457
SHANNON WILLIAMS,)	
SARA JARRETT, and)	ORDER
DESHAWN HERNANDEZ,)	
)	
Defendants.)	

210	Defendant Hernandez' Motion to Suppress Evidence, filed 4/16/2010; set for hearing 8/3/2010
211	Defendant Hernandez' Motion to Dismiss, filed 4/16/2010; set for hearing 8/3/2010
213	Defendant Williams' Motion to Dismiss Indictment or to Suppress Evidence and Statements, filed 4/16/2010; set for hearing 8/3/2010
215	Defendant Williams' Motion to Suppress, filed 4/16/2010; set for hearing 8/3/2010
219	Defendant Williams' Rule 12(b)(4)(B) Motion, filed 4/16/2010; set for hearing 8/3/2010
351	Government's Motion for the Court to Inquire Into Defendant Williams' Indigency, filed 7/14/2010
353	Defendant Williams' Motion to Continue the 8/3/2010 Hearing, filed 7/16/2010
354	Defendant Williams' Motion for Leave to File Additional Pretrial Motions, filed 7/16/2010

For good cause shown, the court finds that the August 3, 2010 hearing should be continued to August 17-19, 2010. If the hearing cannot be concluded during that week, it will resume on Tuesday, September 14, 2010 at 9:00 a.m.

The court requires further information on the government's Motion to Inquire Into Defendant Williams' Indigency (#351) and defendant Williams' motion for leave to file additional pretrial motions (#354). In light of *United States v. Fincher*, 538 F.3d 868 (8th Cir. 2008), *cert. denied*, 129 S. Ct. 1369 (2009), the court will require defendant Williams to respond to the government's motion. Because the pretrial motion deadline expired nearly three months ago and court has already ruled on numerous issues in this case, defendant Williams will be required to supplement his motion by filing, under seal, an evidence index containing the additional motions he wishes to file.

IT IS ORDERED:

1. The hearing on the following motions is continued from August 3, 2010 to **Tuesday, August 17, 2010 at 9:00 a.m.**

- 210 Defendant Hernandez' Motion to Suppress Evidence
- 211 Defendant Hernandez' Motion to Dismiss
- 213 Defendant Williams' Motion to Dismiss Indictment or to Suppress Evidence and Statements
- 215 Defendant Williams' Motion to Suppress
- 219 Defendant Williams' Rule 12(b)(4)(B) Motion

If the hearing is not concluded by August 19, 2010, it will resume on **Tuesday, September 14, 2010 at 9:00 a.m.**

2. Defendant Williams shall respond to the government's motion to inquire as to the status of his indigency (#351). The response shall be filed no later than **July 29, 2010** and may be filed under seal, if necessary.

3. Defendant Williams shall file an evidence index supplementing his Motion for Leave to File Additional Pretrial Motions (#354). The evidence index shall be filed under seal, no later than **July 29, 2010**, and shall include all additional motions defendant Williams proposes to file.

4. All requests for subpoenas shall be submitted to the undersigned as soon as is practicable.

DATED July 19, 2010.

BY THE COURT:

**s/ F.A. Gossett
United States Magistrate Judge**